



The Saskatchewan
Water Appeal Board

Annual Report 1987-88

Saskatchewan Water Appeal Board

89-03442/

Table of Contents

1. Letter of Transmittal	2
2. Chairman's Comments	3
3. Board Members	4
4. Table No. 1 - Summary of Appeals	5
5. Financial Statements	6

Honourable Herb Swan
Minister
Saskatchewan Department of
of Environment
Legislative Building
Regina, Saskatchewan.

Dear Mr. Swan:

I am pleased to present the annual report of The
Water Appeal Board for the fiscal year ended
March 31, 1988.

Respectfully submitted,

Clayton Marshall
Chairman

Chairman's Comments

The Saskatchewan Drainage Appeal Board was continued under the Water Appeal Board which was established under the Water Appeal Board Act (Bill No. 73 of 1983-84) and became law upon the proclamation of the Water Corporation Act on July 1, 1984. The Water Appeal Board came into force on July 1, 1984. We are a body corporate and receive funding in the form of a grant from the Consolidated Fund. The Board has full responsibility for its financial operations.

The Board's Membership consists of seven members, comprising of five men and two women from various parts of the Province, being familiar with farming operations, rural municipality operations and technical expertise.

The mandate of the Water Appeal Board is to hear and determine appeals against decisions, orders and actions made by the Water Corporation with respect to drainage complaints and new appeals in the year 1987-88. A complete report on the appeals is found in Table 1.

Water problems are province-wide from the U.S. border to as far north as land is being farmed and from the Manitoba to the Alberta borders. Water is a problem wherever farming is carried on, whether it be flooding, erosion, drought or irrigation problems. In the last number of years, with the farm size being expanded and larger machinery being used and with the price squeeze farmers are encountering, more pressure is put on farmers to produce on every acre they have. Some of these acres, historically, are not meant to be cultivated acres. Our task is not an easy one as there are no simple answers to every situation. All cases are weighed on their own merit. The Board is dedicated to render decisions that will be as fair and equitable as possible.

The Board's office is located in Regina and maintains a part-time secretary. The Board retains independent legal counsel on a fee-for-service basis. Business meetings are held nine months of the year in conjunction with scheduled appeal hearings in Regina and Saskatoon. When necessary, site inspections are conducted by members of the Board.

The duties of the Board have been very challenging and educational to all of our members. We are all much wiser with respect to the problems encountered by the Water Corporation, the Rural Municipalities and the farmers in administering the Province's water resource. We are proud of our record to date and it is encouraging to hear from farmers and other parties with respect to their satisfaction and the opportunity that they have to be heard and have their problems reviewed.

The Board appreciates the co-operation it has received this past year from the staff and engineers of Water Corporation and we also thank the farmers and their families for appreciating the difficult decisions we have had to make.

Clayton Marshall
Chairman.

March 31, 1988.

Board Members

Chairman:	Clayton Marshall Somme, Saskatchewan
Vice-Chairman:	Paul Stankewich Canora, Saskatchewan
Member:	Gerald A. Fuller Regina, Saskatchewan
Member:	Elaine Morgan Gainsborough, Saskatchewan
Member:	Christine Wolfater Tompkins, Saskatchewan
Member:	George Wickett Rosetown, Saskatchewan
Member:	John Duncan Leask, Saskatchewan

Table No. 1**Summary of Appeals**

Activity	1986-87	1987-88	1988-89
Appeals carried forward from previous year	9	14	11
Decisions carried forward from previous year	7	12	5
New Appeals	37	16	
Appeals ordered to be heard or reheard by Queen's Bench		2	
Appeals Heard	26	17	
Decisions Rendered	21	20	
Appeals Withdrawn	5	2	
Appeals Denied	2	2	
Department Decisions Affirmed	9	9	
Department Decisions Overturned on Varied	12	11	
Decisions appealed to Court of Queen's Bench	2	2	

**Water Appeal Board
Financial Statements
Year Ended March 31, 1988
Office of the Provincial Auditor
Regina, Saskatchewan**

Auditor's Report

To the Members of the Legislative Assembly
Province of Saskatchewan

I have examined the balance sheet of the Water Appeal Board as at March 31, 1988 and the statement of operating fund revenue, expenditure and accumulated surplus for the year then ended. My examination was made in accordance with generally accepted auditing standards, and accordingly included such tests and other procedures as I considered necessary in the circumstances.

In my opinion, these financial statements present fairly the financial position of the Board as at March 31, 1988 and the results of its operations and the changes in its financial position for the year then ended in accordance with the accounting principles disclosed in Note 1 to the financial statements applied on a basis consistent with that of the preceding year.

W.G. Lutz, F.C.A.,
Provincial Auditor.

Regina, Saskatchewan,
July 25, 1988.

**Water Appeal Board
Balance Sheet
As At March 31
Operating Fund**

	1988	1987
Assets:		
Bank	\$ 4,630	\$ 11,257
Investments	-	15,000
Accrued interest	-	129
Prepaid expenses	128	129
Accounts receivable	-	1,565
Due from Trust Fund	900	900
	<u>\$ 5,658</u>	<u>\$ 28,980</u>
Liabilities & Equity		
Liabilities:		
Accounts payable	\$ 21	\$ 104
Equity:		
Accumulated surplus	5,637	28,876
	<u>\$ 5,658</u>	<u>\$ 28,980</u>
Trust Fund		
Assets:		
Bank	\$ 4,500	\$ 3,781
Accounts receivable	-	19
	<u>\$ 4,500</u>	<u>\$ 3,800</u>
Liabilities:		
Appellant fees (Note 1)	\$ 3,600	\$ 2,900
Due to Operating Fund	900	900
	<u>\$ 4,500</u>	<u>\$ 3,800</u>

(See accompanying notes)

**Water Appeal Board
Operating Fund
Statement of Revenue, Expenditure and Accumulated Surplus**

	For the year ended March 31, 1988	For the year ended March 31, 1989
Revenue:		
Government grant.....	\$ 41,100	\$ 28,599
Investment income.....	1,639	2,542
Miscellaneous revenue.....	-	2,038
Appellant fees (Note 1).....	900	900
Total Revenue.....	<u>43,639</u>	<u>34,079</u>
Expenditure:		
Honoraria.....	20,688	21,600
Secretarial services.....	10,541	12,593
Receptionist services.....	1,639	200
Travel and sustenance.....	18,032	18,054
Telephone.....	2,682	2,450
Legal.....	7,120	6,468
Office (including postage, photocopying and supplies).....	4,146	4,352
Miscellaneous.....	965	904
Office furnishings.....	-	577
Office rental.....	1,065	390
Bank charges.....	-	86
Total Expenditures.....	<u>66,878</u>	<u>67,674</u>
Excess of revenue over expenditure (expenditure over revenue).....	(23,239)	(33,595)
Accumulated surplus, beginning of year.....	<u>28,876</u>	<u>62,471</u>
Accumulated surplus, end of year.....	<u>\$5,637</u>	<u>\$28,876</u>

(See accompanying notes)

Water Appeal Board

Notes to Financial Statements

March 31, 1988

1. Accounting Policies

A. Grants from the Province of Saskatchewan

Under the authority of section 7 of **The Water Appeal Board Act**, the board receives grants out of moneys appropriated by the legislature for the purposes identified in that section from the Consolidated Fund of the Province.

Grants received from the Consolidated Fund are recorded as revenue when received.

B. Appellant Fees

Appellant fees are held in a trust account until the appeal has been heard and the decision rendered. Once the decision has been rendered by the Appeal Board, then the appellant fee is dealt with in one of two manners:

- i) The fee is returned to the appellant if he/she has been successful in his/her appeal.
- ii) The fee is retained by the Board and recorded as income if the appellant is not successful in his/her appeal.

2. Establishment of Board

The Water Appeal Board was established under **The Water Appeal Board Act** and became law upon the proclamation of **The Water Corporation Act** on May 25, 1984. **The Water Appeal Board Act** came into force on July 1, 1984.